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2018 FEB -7 PM 1:40JON R GIMBLE
DISTRICT CLERK
MCLENNAN CO. TX.

DEPUTY

CAUSE NO. 2017-4079-5

CITIZENS STATE BANK, .

Plaintiff/Garnishor,

v.

MICHAEL SCOTT LESLIE, MONTAGE
MORTGAGE, LLC, SNOWBERRY
SETTLEMENTS, LLC, and MORTGAGE
CAPITAL MANAGEMENT, LLC,

Defendants.

v.

WELLS FARGO, N.A., FROST BANK,
U.S. BANK NATIONAL ASSOCIATION,
and FMR CO., INC. d/b/a FIDELITY
INVESTMENTS and d/b/a FMR LLC,

Garnishees.

IN THE DISTRICT COURT

414th JUDICIAL DISTRICT

MCLENNAN COUNTY, TEXAS

AGREED JUDGMENT

Came on for consideration the above styled and numbered cause wherein Citizens State Bank ("Citizens") is the garnishor, Wells Fargo Bank, N.A. ("Wells Fargo") is a garnishee, and Michael Scott Leslie ("Leslie") is a defendant. Counsel for Citizens, Wells Fargo, and Leslie have reached an agreement that Citizens is entitled to judgment as described herein. Based on the pleadings and agreement of the parties hereto, the Court finds that: (a) Citizens filed an application for pre-judgment writ of garnishment against Leslie, Wells Fargo, and others in the above-captioned lawsuit based on an underlying debt of at least \$3,872,745 owed by Defendants to Citizens; (b) that Wells Fargo is indebted to Leslie in the sum of at least \$124,342.21 (the "Garnished Account"); (c) Wells Fargo is not indebted to Defendants Montage Mortgage, LLC, Snowberry Settlements, LLC, or Mortgage Capital Management, LLC; (d); and Wells Fargo is entitled to receive attorneys' fees

AGREED JUDGMENT

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in the amount of \$1,500 to be paid from the funds in the Garnished Account; and (c) judgment should be rendered for Citizens.

It is therefore,

ORDERED that Garnishee Wells Fargo N. A. shall, as soon as practicable after the entry of this Order, pay to Plaintiff/Garnishor Citizens State Bank the sum of \$122,842.21 to be paid from Michael Scott Leslie's Garnished Account. It is further

ORDERED that Garnishee Wells Fargo N.A. shall receive attorneys' fees in the amount of \$1,500.00, to be paid from the funds in Michael Scott Leslie's Garnished Account. It is further

ORDERED that upon payment of the sums herein awarded, Garnishee Wells Fargo N.A. will be discharged from this cause and that no execution or other process shall issue on this judgment. It is further

ORDERED that costs of court are taxed against Defendant Michael Scott Leslie to be satisfied out of the sums owed by Garnishee Wells Fargo N.A., such costs having been included in the amount of the Judgment set forth above. It is further

ORDERED that Garnishee Wells Fargo N.A. is hereby discharged of all liability to Michael Scott Leslie to the extent of the sums above ordered and is dismissed from this cause of action as of the date of this Order.

All relief not expressly granted herein is denied.

SIGNED this 5 day of Feb. 2018.


JUDGE PRESIDING

AGREED JUDGMENT

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AGREED AS TO FORM AND SUBSTANCE:

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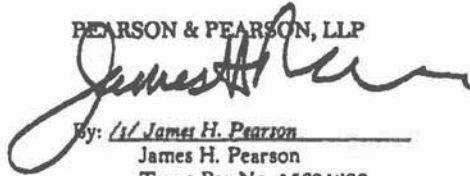
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ATTORNEY FOR GARNISHEE
WELLS FARGO BANK N.A.

AGREED JUDGMENT

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CAUSE NO. 2017-4072-5

CITIZENS STATE BANK,

Plaintiff/Garnishor,

v.

MICHAEL SCOTT LESLIE, MONTAGE
MORTGAGE, LLC, SNOWBERRY
SETTLEMENTS, LLC, and MORTGAGE
CAPITAL MANAGEMENT, LLC,

Defendants.

v.

WELLS FARGO, N.A., FROST BANK,
U.S. BANK NATIONAL ASSOCIATION,
and FMR CO., INC. d/b/a FIDELITY
INVESTMENTS and d/b/a FMR LLC,

Garnishees.

IN THE DISTRICT COURT

414th JUDICIAL DISTRICT

MCLENNAN COUNTY, TEXAS

AGREED JUDGMENT

Came on for consideration the above styled and numbered cause wherein Citizens State Bank ("Citizens") is the garnishor, U.S. Bank National Association ("U.S. Bank") is a garnishee, and Michael Scott Leslie ("Leslie") and Montage Mortgage, LLC ("Montage") are two of the defendants. Counsel for Citizens, U.S. Bank, Leslie and Montage have reached an agreement that Citizens is entitled to judgment as described herein. Based on the pleadings and agreement of the parties hereto, the Court finds that: (a) Citizens filed an application for pre-judgment writ of garnishment against Leslie, Montage, U.S. Bank, and others in the above-captioned lawsuit based on an underlying debt of at least \$3,872,745 owed by Defendants to Citizens; (b) that U.S. Bank is indebted to Defendants Leslie and Montage in the sum of at least \$8,564.05 (the "Garnished Account"); (c) U.S. Bank is not indebted to Defendants Snowberry

AGREED JUDGMENT

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Settlements, LLC, or Mortgage Capital Management, LLC; and (d) judgment should be rendered for Citizens.

It is therefore,

ORDERED that Garnishee U.S. Bank National Association shall pay to Plaintiff/Garnishor Citizens State Bank the sum of \$8,564.05 to be paid from Michael Scott Leslie's and Montage Mortgage, LLC's Garnished Accounts, plus any sums that have been deposited by Michael Scott Leslie and/or Montage Mortgage, LLC with U.S. Bank National Association since U.S. Bank National Association was served with the writ of garnishment issued by the Court in this cause. It is further

ORDERED that Garnishee U.S. Bank National Association is hereby discharged of all liability to Michael Scott Leslie and Montage Mortgage, LLC to the extent of the sums above ordered. It is further

ORDERED that upon payment of the sums herein awarded, Garnishee U.S. Bank National Association will be discharged from this cause and that no execution shall issue on this judgment. It is further

ORDERED that costs of court are taxed against Defendants Michael Scott Leslie and Montage Mortgage, LLC to be satisfied out of the sums owed by Garnishee U.S. Bank National Association, such costs having been included in the amount of the Judgment set forth above.

All relief not expressly granted herein is denied.

Signed this 22 day of Dec. 2018.


JUDGE PRESIDING

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US Bank...

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P. 4 of 4

From: Bell Nunnally & Martin LLP

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AGREED JUDGMENT

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CAUSE NO. 2017-4072-5

CITIZENS STATE BANK,

Plaintiff/Garnishor,

v.

MICHAEL SCOTT LESLIE, MONTAGE
MORTGAGE, LLC, SNOWBERRY
SETTLEMENTS, LLC, and MORTGAGE
CAPITAL MANAGEMENT, LLC,

Defendants.

v.

WELLS FARGO, N.A., FROST BANK,
U.S. BANK NATIONAL ASSOCIATION,
and FMR CO., INC. d/b/a FIDELITY
INVESTMENTS and d/b/a FMR LLC,

Garnishees.

IN THE DISTRICT COURT

414th JUDICIAL DISTRICT

MCLENNAN COUNTY, TEXAS

AGREED JUDGMENT

Came on for consideration the above styled and numbered cause wherein Citizens State Bank ("Citizens") is the garnishor, Frost Bank ("Frost") is a garnishee, and Montage Mortgage LLC ("Montage") is a defendant. Counsel for Citizens, Frost, and Montage have reached an agreement that Citizens is entitled to judgment as described herein. Based on the pleadings and agreement of the parties hereto, the Court finds that: (a) Citizens filed an application for pre-judgment writ of garnishment against Montage, Frost, and others in the above-captioned lawsuit based on an underlying debt of at least \$3,872,745 owed by Defendants to Citizens; (b) that Frost is indebted to Defendant Montage in the sum of \$34,682.95 (the "Garnished Account"); (c) Frost is not indebted to Defendants Michael Scott Leslie, Snowberry Settlements, LLC, or Mortgage Capital Management, LLC; (d) Frost is entitled to receive

AGREED JUDGMENT

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attorneys' fees in the amount of \$1,000.00 to be paid from the funds in the Garnished Account; and (e) judgment should be rendered for Citizens.

It is therefore,

ORDERED that Garnishee Frost Bank shall pay to Plaintiff/Garnishor Citizens State Bank the sum of \$34,682.95 to be paid from Montage Mortgage, LLC's Garnished Account. It is further

ORDERED that Garnishee Frost Bank shall receive attorneys' fees in the amount of \$1,000.00, to be paid from the funds in Montage Mortgage, LLC's Garnished Account. It is further

ORDERED that Garnishee Frost Bank is hereby discharged of all liability to Citizens State Bank and Montage Mortgage, LLC to the extent of the sums above ordered. It is further

ORDERED that upon payment of the sums herein awarded, Garnishee Frost Bank will be discharged from this cause and that no execution shall issue on this judgment. It is further

ORDERED that costs of court are taxed against Defendant Montage Mortgage, LLC to be satisfied out of the sums owed by Garnishee Frost Bank, such costs having been included in the amount of the Judgment set forth above.

All relief not expressly granted herein is denied.

Signed this 5th day of Feb. 2018.



JUDGE PRESIDING

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AGREED JUDGMENT

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